

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

**PATTY BEALL, MATTHEW  
MAXWELL, TALINA MCELHANY AND  
KELLY HAMPTON, individually  
and on behalf of all other similarly situated;**

**Plaintiffs,**

[illegible]

**2:08-cv-422 TJW**

**TYLER TECHNOLOGIES, INC. AND  
EDP ENTERPRISES, INC.  
Defendants.**

## AGREED ORDER REGARDING CONDITIONAL CERTIFICATION DEADLINES

Plaintiffs Tammy Beall, et al. (“Plaintiffs”) and Defendants Tyler Technologies, Inc. and EDP Enterprises, Inc. (“Defendants”), after conferring and appearing at the scheduling conference before the Court on February 26, 2009, have agreed to the following dates and deadlines to govern the case prior to the Court’s ruling on Plaintiffs’ Application for Conditional Certification pursuant to the Fair Labor Standards Act (the “FLSA”). The Court so orders as follows:

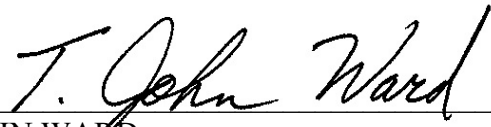
1. The deadline to file Plaintiffs' motion and brief in support of their application for conditional certification of a collective action under the FLSA is April 6, 2009.
2. The deadline for Defendants to file a response and brief to Plaintiffs' motion and brief in support of conditional certification of a collective action under the FLSA is May 15, 2009.
3. The deadline for Plaintiffs to submit a reply brief in connection with their motion for conditional certification under the FLSA is May 29, 2009.

4. A hearing is hereby set for June 19, 2009, at 9:30 a.m. at which counsel for the parties will submit argument in connection with the motions and briefings on Plaintiffs' motion for conditional certification under the FLSA.

5. After the Court rules on Plaintiffs' motion for conditional certification under the FLSA, the parties shall confer and will provide the Court with a proposed agreed scheduling order and a discovery order to govern the case through dispositive and other motions.

6. The parties, unless leave is obtained from the Court or by agreement, shall not commence discovery until the Court rules on Plaintiffs' Motion for conditional certification of a collective action under the FLSA.

SIGNED this 6th day of March, 2009.

  
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T. JOHN WARD  
UNITED STATES DISTRICT JUDGE

AGREED:

/s/ John D. Sloan, Jr.

John D. Sloan, Jr.  
Texas Bar No. 18505100  
Laureen F. Bagley  
Texas Bar No. 24010522

SLOAN, BAGLEY, HATCHER & PERRY  
LAW FIRM

101 East Whaley Street  
PO Drawer 2909  
Longview, TX 75606  
phone – 903.757.7000  
facsimile – 903.757.7574

Alexander R Wheeler  
awheeler@rrexparris.com  
Jason Paul Fowler  
jfowler@rrexparris.com  
R Rex Parris Law Firm  
42220 10th Street West, Suite 109  
Lancaster, CA 93534-3428  
661/949-2595  
Fax: 661/949-7524

Chandra L Holmes Ray  
chandra@zelbst.com  
John P Zelbst  
zelbst@zelbst.com  
Zelbst, Holmes & Butler  
P. O. Box 365  
Lawton, OK 73502-0365  
580-248-4844  
Fax: 580-248-6916

ATTORNEYS FOR PLAINTIFFS

/s/ Paulo B. McKeeby

Paulo B. McKeeby  
Texas Bar No.: 00784571  
[paulo.mckeeby@morganlewis.com](mailto: paulo.mckeeby@morganlewis.com)

Joel S. Allen  
Texas Bar No.: 00795069  
[joel.allen@morganlewis.com](mailto: joel.allen@morganlewis.com)  
Sharon Fast Fulgham  
Texas Bar No.: No. 24045901  
[sfulgham@morganlewis.com](mailto: sfulgham@morganlewis.com)

MORGAN, LEWIS & BOCKIUS LLP  
1717 Main Street, Suite 3200  
Dallas, Texas 75201-7347  
phone - 214.466.4000  
facsimile - 214.466.4001

/s/ Deron R. Dacus

Deron R. Dacus  
Texas Bar No.: 00790553  
[derond@rameyflock.com](mailto: derond@rameyflock.com)

RAMEY & FLOCK P.C.  
100 East Ferguson, Suite 500  
Tyler, Texas 75702  
phone – 903.597.3301  
facsimile – 903.597.2413

ATTORNEYS FOR DEFENDANTS  
TYLER TECHNOLOGIES, INC. AND  
EDP ENTERPRISES, INC.